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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenichi SANPEI

Serial No.: 09/768,851

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For: IMAGE PHOTOGRAPHING APPARATUS AND
METHOD

Examiner: Misleh, Justin P.

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Confirmation No.: 3091

745 Fifth Avenue
New York, NY 10151

FIRST CLASS MAIL

Date of Deposit: January 7, 2009

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated above.

Thomas F. Presson, Reg. No. 41,442

(Name of Applicant, Assignee or Registered Representative)

(Signature)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97 (c)
AND CERTIFICATION UNDER 37 C.F.R. § 1.97 (e)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure set forth in 37 C.F.R. 1.56, applicant is filing this Information Disclosure Statement and the accompanying form PTO/SB/08a and 08b

along with a copy of the prior art therein identified. Such prior art has come to the attention of applicant by being cited in an Office Action issued in the corresponding Japanese application on November 18, 2008. So far as applicant is aware, this Information Disclosure Statement is being filed before the mailing date of the final Office Action or Notice of Allowance.

Applicant's undersigned attorney hereby certifies pursuant to 37 C.F.R. 1.97(e) that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

The filing of this Information Disclosure Statement is not an admission that the documents identified herein constitute prior art to the present application.

Please charge any fees incurred by the filing of this document or credit any overpayment to Deposit Account No. 50-0320.

Respectfully submitted,

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